

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION

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STATE OF TEXAS, *et al.*,

Plaintiffs,

v.

XAVIER BECERRA, in his official capacity  
as Secretary of the United States Department  
of Health and Human Services, *et al.*,

Defendants.

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Civil Action No. 2:21-CV-00229-Z

**DEFENDANTS' JOINDER IN MOTION FOR VOLUNTARY DISMISSAL,  
AND REPLY IN SUPPORT OF  
DEFENDANTS' MOTION FOR A STAY OF THE INJUNCTION PENDING APPEAL**

Defendants consent to, and join in, Plaintiffs' motion for voluntary dismissal of their complaint, ECF No. 63. Until the complaint is dismissed, however, Defendants' motion for a stay of the preliminary injunction pending appeal is not yet moot.

As Defendants noted in their stay motion, they have respectfully requested that the Court rule on the motion no later than 5:00 p.m. on Wednesday, January 19, and they have informed the Court that, absent relief from this Court by that time, Defendants intend to seek a stay in the court of appeals.

Defendants accordingly request that the Court either grant Plaintiffs' motion for voluntary dismissal, or grant the stay motion, by 5:00 p.m. on Wednesday, January 19.

Dated: January 19, 2022

Respectfully submitted,

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